

Message Text

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43

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DRAFTED BY L/M:KEMALMBORG:AD

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JUSTICE - MR. RISTAU (SUB)

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TO AMEMBASSY BRASILIA

UNCLAS STATE 254992

E.O. 11652: N/A

TAGS: AFSP

SUBJECT: COURT CASE - LUIZ GONZAGA DA SILVA

REF: BRASILIA 9150

1. EMBASSY'S ATTENTION IS DRAWN TO 2 FAM 284 AND PARTICULARLY 2 FAM 284.3A WHICH REQUIRES TELEGRAPHIC REPORT PROMPTLY OF NEW OR IMMINENT LITIGATION. FAILURE OF POST TO DO SO IN THIS INSTANCE HAS SEVERELY PREJUDICED USG LEGAL POSITION. EVEN WITH TIGHT TIME-FRAME BETWEEN SUMMONS AND HEARING REPORTED REFTEL, JUSTICE DEPARTMENT COULD HAVE AUTHORIZED LOCAL ATTORNEY TO GO IN AND OBTAIN DELAY IN HEARING, HAD IT BEEN ADVISED PER FAM.

2. PLEASE FOLLOW FAM ON ALL NEW OR IMMINENT LITIGATION.

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